

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA**
Alexandria Division

Svetlana Lokhova,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 1:20-cv-1603 (LMB)(WEF)
)	
Stefan A. Halper,)	
)	
Defendant/)	
Counterclaimant)	

**Defendant Halper’s Memorandum In Support of Overruling Attorney’s Eyes-
Only Designations for Exhibit 2**

Defendant Stefan A. Halper respectfully submits that the attorney’s-eyes only designation made by former Plaintiff’s counsel as to Exhibit 2 should be overruled. Attorney’s-eyes-only designations are limited to documents containing highly confidential proprietary material whose disclosure outside of counsel would work a substantial business harm. *See, e.g., Mitchell International, Inc. v. HealthLift Pharmacy Services, LLC*, 2020 WL 2736094, *2 (D. Utah May 26, 2020), *adopted*, 2020 WL 5645321 (D. Utah Sept. 22, 2020). No such showing has been, or could be, made as to Exhibit 2.

Exhibit 2 is a standard contractual document signed by Plaintiff with a third party that contains no proprietary or business information of Plaintiff. Plaintiff has placed this document at issue by referring to it repeatedly in her Amended

Complaint. *See* Docket Entry 52, ¶¶ 7, 57, 58, 78, 97. Accordingly, Plaintiff has no reasonable expectation of privacy in the contents of a document upon which she has based her lawsuit.

Conclusion

For the foregoing reasons, this Court should overrule Plaintiff's attorney's eyes-only designation and permit the public filing of Exhibit 2 along with the references to it in Defendant's Remedies Application.

Dated: October 14, 2022

Respectfully submitted,

/s/ Terrance G. Reed

Terrance G. Reed (VA Bar 46076)

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